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Paper No. 10

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OFFICE OF PETITIONS

ON RENEWED PETITION

In re Application of
Dinh, Gupta, and Drane
Application No.: 09/899,862
Filed: July 6, 2001
Attorney Docket No: 588-516(T&B1632)
For: HANGER BAR ASSEMBLY

This is in response to the renewed petition under 37 CFR 1.47(a), filed April 12, 2002.

The petition is MOOT.

The initial petition under 37 CFR 1.47(a) was filed on January 7, 2002, in response to a "Notice to File Missing Parts of Non-Provisional Application" (the "Notice") which indicated that a proper oath or declaration had not been filed and that a surcharge for either a late filing fee or oath or declaration was due and owing. A decision dismissing the petition was mailed on February 13, 2002, indicated that petitioner did not satisfactorily establish that a diligent effort had been made to locate inventor Gupta. The decision also advised petitioner of the two-month period for reply beginning from the mailing date of the decision and that extension of time for reply were available pursuant to 37 CFR 1.136(a). On April 12, 2002, petitioner filed a renewed petition. Petitioner also filed a declaration executed by inventor Gupta who was previously the non-signing inventor.

As petitioner has secured a proper oath or declaration from Mr. Gupta, there is no outstanding issue relative to the instant application that could be remedied by a petition filed pursuant to 37 CFR 1.47(a). The renewed petition is, therefore, rendered moot by the filing of Mr. Gupta's declaration.

The assignment documents and Recordation form filed April 12, 2002, are noted and made of record. The originals of both documents are being forward to the Assignment Branch with copies of each being placed in the application file.

This application will be forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries should be directed to Kenya A. McLaughlin, Petitions Attorney, at (703) 305-0010.

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